

DREIER STEIN KAHAN  
BROWNE WOODS GEORGE LLP

DREIER STEIN KAHAN  
BROWNE WOODS GEORGE LLP  
Stanton L. Stein (No. 45997) (admission pending)  
*lstein@dreierstein.com*  
Jonathan E. Stern (No. 222192)  
*jstern@dreierstein.com*  
The Water Garden  
1620 26th Street  
Sixth Floor, North Tower  
Santa Monica, CA 90404  
Telephone: 310.828.9050  
Facsimile: 310.828.9101

Attorneys for Defendants  
KIM MOSES and HERITAGE AUCTION, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH C. MONTANA, JR.,

Plaintiff,

vs.

KIM MOSES, HERITAGE AUCTION,  
INC., and DOES 1 through 25 inclusive,

Defendants.

CASE NO. C08 02324 BZ

**CERTIFICATION OF INTERESTED  
ENTITIES OR PERSONS**

(Defendants' Motion to Dismiss; [Proposed]  
Order; Disclosure Statement Pursuant to Rule  
7.1 filed concurrently herewith)

Date: August 13, 2008  
Time: 10:00 a.m.  
Judge: Hon. Bernard Zimmerman

Pursuant to Civil L.R. 3-16, the undersigned certifies that the following listed persons, associations of persons, firms, partnerships, corporations (including parent corporations) or other entities (i) have a financial interest in the subject matter in controversy or in a party to the proceeding, or (ii) have a non-financial interest in that subject matter or in a party that could be substantially affected by the outcome of this proceeding:

1. Joseph C. Montana, Jr. (plaintiff);
2. Kim Moses (defendant);
3. Heritage Auction, Inc. (defendant);

///

1 4. Heritage Vintage Sports Auctions, Inc. (the entity that conducted the auction  
2 that constitutes the subject matter of plaintiff's Complaint).

3 DATED: June 30, 2008

DREIER STEIN KAHAN BROWNE WOODS GEORGE  
LLP

5  
6 By 

JONATHAN E. STERN  
Attorneys for Defendants  
KIM MOSES and HERITAGE AUCTION, INC.

DREIER STEIN KAHAN  
BROWNE WOODS GEORGE LLP

**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Dreier Stein Kahan Browne Woods George LLP, The Water Garden, 1620 26th Street, 6th Floor, North Tower, Santa Monica, California 90404. On June 30, 2008, I served a true copy of the within documents:

**CERTIFICATION OF INTERESTED ENTITIES OR PERSONS**

- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Santa Monica, California, addressed as set forth below.
- ☐ by placing the document(s) listed above in a sealed envelope, with the overnight delivery charge prepaid, addressed as set forth below, and deposited in a box or facility regularly maintained by the overnight delivery service carrier, \_\_\_\_\_.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

Robert L. Mezzetti, II, Esq.  
 Mezzetti Law Firm, Inc.  
 31 East Jullan Street  
 San Jose, California 95112  
 Tel. No.: (408) 279-8400  
 Fax No.: (408) 279-8448  
 Email: rob@mezzettilaw.com

Attorneys for Plaintiff  
 JOSEPH C. MONTANA, JR.

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on June 30, 2008, at Santa Monica, California.

  
 Maria G. Garcia

DREIER STEIN KAHAN  
 BROWNE WOODS GEORGE LLP